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Nuisances. (Reg. Bd. of H., Mar. 2, 1914.)

ART. 2. SECTION 1. Whatever is dangerous to human health, whatever renders the ground, the water, the air, or food a hazard or an injury to health, is hereby declared to constitute a nuisance.

SEC. 2. No tan yard, slaughterhouse, or pen or place for the storage of green hides shall be established within the limits of the city unless the same shall comply with the rules and regulations of the board of health, and then only when said board has granted permission in writing.

Any person violating this ordinance shall be fined \$5, and every day shall constitute a separate offense: *Provided*, That one killing beef, mutton, or pork for sale shall be construed as running a slaughterhouse.

SEC. 3. Stagnant, filthy, or putrid water in cellars, wells, ditches, branches, creeks, or other place or places in the city or county of Durham shall be removed on notice from the superintendent of health to the owner, occupant, or agent of such plantation, lot, cellar, or place or places. Any person violating this section shall be fined \$2 for every day it shall remain after such notice. And if the said owner or agent shall, notwithstanding the above provisions, neglect to remove such stagnant or putrid water or other filth, the superintendent of health of the county and city may employ any person or persons, upon such terms as to him may seem reasonable and just, to remove such filthy or stagnant or putrid waters, and the expense shall be considered as a further fine for not complying with this section and shall be collected accordingly, and shall also be a lien upon the plantation, lot, or lots upon which the same has been expended. And in case the ditch, branch, or creek is on a dividing line between property, then the cost shall be divided equally between property owner adjacent thereto.

SEC. 4. It shall be the duty of every occupant of a city lot or, if the lot be vacant, the owner thereof, to remove therefrom any dead animal or other nuisance which may happen to be thereon, the same to be carried beyond the limits of the city of Durham or the sanitary districts of East and West Durham, at least 200 yards from the bounds thereof, or from any public road or dwelling, or bury the same so as not to be offensive to anyone. Any person violating this section shall be fined \$2.

SEC. 5. If any owner or occupant shall keep any lot, house, or cellar in the city or county of Durham in such a condition as to be a nuisance, and after one day's notice by the superintendent of health fail to abate such nuisance, he shall be fined \$3, and the further sum of \$2 for every 24 hours such nuisance shall be suffered to remain; and if the said owner shall, notwithstanding the above provisions, neglect to remove such nuisance, the superintendent of health of the county and city of Durham may employ any person or persons, upon such terms as to him may seem reasonable and just, to remove such nuisance, and the expense shall be considered as a further fine for not complying with this section and shall be collected accordingly, and shall also be a lien upon the lot upon which the same has been expended.

SEC. 6. No person shall be suffered to carry out of his or her kitchen the dish-water and other slops into any of the streets or street gutters or any public road or allow such water or slops to run into the same. Any person violating this section shall be fined \$2.

SEC. 7. Any person throwing filth or anything that may operate as a nuisance into the streets, roads, ditches, or gutters of the city or county of Durham from the guardhouse, privies, or from any other place shall be fined \$2 for every offense.

SEC. 8. No hog or hogs shall be kept within the limits of the city of Durham. Any person violating this ordinance shall be fined \$1 per day for each hog so kept within the city limits in violation of this ordinance, and each day shall constitute a separate offense.

SEC. 9. Every consignee of guano or other manure or article offensive to the smell or detrimental to the public health shall, within five days after notice in any manner of its arrival at any railroad depot of the city, store it in such a manner as not to be offensive to the neighborhood or detrimental to its health: *Provided*, That if such consignee is a resident of or has a place of business in the city, it shall be *prima facie* evidence that he has notice as aforesaid. Any person violating this section shall, after one day's notice from the board of health, through a policeman, be fined \$20 for every day the nuisance shall continue.

SEC. 10. No occupant of a lot in the city or county of Durham shall be allowed to throw dishwater or slops upon the roof of any building, or other offensive matter on the ground on such lot, within 30 feet of any public street, and shall not retain, drain, pipe, or throw any dishwater or slops so as to be offensive to any person. Any person violating this ordinance shall be fined \$5 for each offense.

SEC. 11. No occupant or owner of a lot in the city or county of Durham shall allow such lot to remain in such a condition as to hold water until it becomes stagnant, nor allow barrels, tubs, or hogsheads to hold water on same until it becomes stagnant. Any person violating this section and failing to comply therewith, after three days' notice from the board of health, shall be fined \$2.

SEC. 12. All camping and wagon yards or lots where horses and wagons are allowed to stand in the city of Durham shall be thoroughly cleaned once a week. Any owner or person who shall keep a lot in violation of this section shall be fined \$3 for each offense.

SEC. 13. Any owner or occupant of any lot in the city or county of Durham who shall suffer to remain on his or her lot any decayed flesh or vegetables, or any other thing which may annoy his or her neighbors or tend to affect injuriously the health of any citizen, shall be required to remove or remedy the same within six hours, and on failure to so remove or remedy the same within six hours, on conviction, shall pay a fine of \$2 per day for every day the same shall so remain, and if it be adjudged by the health officer to be a nuisance, the sanitary police shall abate the same and the offender shall pay the cost of such abatement.

SEC. 14. It shall be unlawful for any person to expectorate upon any paved sidewalk, or upon the floor of any public building, or any store, or upon the pavement adjacent to any public building or store, or upon any public conveyance within the city of Durham. Any person violating this ordinance shall, upon conviction, be fined \$1.

SEC. 15. Whenever a water-closet, urinal, privy, or drain becomes obstructed or offensive or in any condition making it a nuisance, the same shall be cleansed and made free and the owner, agent, occupant, or other person having charge of the premises on which any water-closet, urinal, or privy or drain is situated, shall remove, cleanse, alter, or amend or repair the same within such time after notice in writing to that effect, given by the board of health, as shall be expressed in such notice. Any person violating this ordinance shall, upon conviction, be fined \$1.

SEC. 16. Any person, firm, or corporation keeping a store, factory, or any commercial establishment within the city or county of Durham shall keep the immediate surroundings of the same clean and free from trash, weeds, empty

October 2, 1914

boxes, barrels, or any substance that could be declared a nuisance. Any person violating this ordinance shall be fined \$2, and each day thereafter this ordinance is violated it shall constitute a separate offense.

SEC. 17. Every householder shall provide a suitable receptacle for the collection of all dry garbage and refuse from the premises owned or controlled by him. No refuse or trash shall be piled elsewhere than in such receptacle. The receptacle shall be placed in a convenient place for the collector. All ashes must be emptied into a metal receptacle. Any person violating this section shall be fined \$1, and each day shall constitute a separate offense.

SEC. 18. It shall be unlawful for any person, firm, or corporation to allow waste water to flow from any kitchen or other sink, basin, faucet, or spigot within the sewer district, unless the same shall be connected by pipe with the city sewer: *Provided, however,* That said connection or connections can be made in accordance with the provisions of article 8, section 1, of the sanitary code.

Any person, firm, or corporation violating the provisions of this section shall be given seven days' notice by the health officer to make such connections, and upon his or their failure to do so shall be fined \$3; and each day thereafter this ordinance is violated it shall constitute a separate offense.

SEC. 19. (a) Every person, firm, or corporation owning, using, or occupying any public stall, stable, shed, barn, warehouse, or hitching lot where any horse, mule, or any cattle shall be kept, shall maintain a covered, fly-proof, hard-bottom bin, pit, barrel, or box, in which shall be placed at least once a day during the months of April, May, June, July, August, September, and October all manure or refuse from any such horse, mule, or cattle. (b) All such manure or refuse shall be removed outside the city limits at least once every seven days: *Provided, however,* That the same may be spread on land within the city limits for the purpose of cultivating the same. (c) Every person, firm, or corporation owning, using, or keeping any private stalls, stable, barn, shed, or warehouse, where any such horse, mule, or cattle shall be kept, shall maintain a covered, fly-proof, hard-bottom bin, pit, barrel, or box where the manure from such horse, mule, or cattle shall be deposited at least once every seven days. (d) All such bins, pits, barrels, or boxes shall be thoroughly cleaned once a month, or oftener, if, in the opinion of the health officer, the same is necessary: *Provided, however,* That the same may be spread on land within the city limits for the purpose of cultivating the same.

SEC. 20. It shall be unlawful to accumulate or store manure in an open yard or lot in any wagon, car, or vehicle, except in and during the actual process of transporting manure from one place to another place.

Every bin, box, receptacle, vault, wagon, car, or vehicle for the storage and transportation of manure shall be maintained in good repair, dry, and in clean condition as to all its parts and surroundings.

SEC. 21. No person or corporation shall place or cause to be placed upon any street, sidewalk, or public way, or upon the roof of any building, or upon the surface of any lot or parcel of ground, any straw, hay, shavings, or other substance which has been used as bedding for animals, for the purpose of drying such substance or storing same; nor shall any person or corporation burn or cause to be burned any such straw, hay, shavings, or other substance which has been used as bedding for animals in any place other than a properly constructed crematory, and then only upon a permit issued in writing by the superintendent of health for that purpose.

SEC. 22. Any owner or occupant of any lot in the city or in the county of Durham who shall suffer to remain on his or her lot any decayed flesh or vegetables, or any other thing which may annoy his or her neighbors or tend

to affect injuriously the health of any citizen, shall be required to remove or remedy the same within six hours, and on failure to so remove or remedy the same within six hours, if it can be done, on conviction shall pay a fine of \$10 per day for every day the same shall so remain, and if it be adjudged by the health officer to be a nuisance the sanitary police shall abate the same, and the offender shall pay the cost of such abatement.

**Communicable Diseases—Notification of Cases—Disinfection—Vaccination.
(Reg. Bd. of H., Mar. 2, 1914.)**

ART. 3. SECTION 1. The health officer of the city of Durham shall distribute pamphlets setting forth the nature of and method of transmission of tuberculosis, typhoid fever, scarlet fever, diphtheria, and smallpox, and the directions to be followed when any of these diseases exists in the city of Durham. The health officer shall cause said pamphlets to be printed in suitable form for distribution, and it shall be his duty to deliver or have delivered to the patient, or family of the patient, a suitable pamphlet within 24 hours after a case of any of the above diseases is reported to him, or comes to his knowledge.

SEC. 2. It shall be the duty of every physician or householder in the county or city of Durham to report to the superintendent of health, in writing, the full name, age, and address of every person suffering with or suspected to be suffering with any of the following diseases: Scarlet fever, diphtheria, epidemic cholera, typhus fever, typhoid fever, rubeola (measles), plague, tuberculosis, chicken pox, whooping cough, epidemic cerebrospinal meningitis, and pellagra within 24 hours after the case is first seen or diagnosed by such physician practicing in the county or city of Durham, and any physician or householder who shall fail to report as aforesaid any cases of such diseases that come under his professional care shall pay a fine of \$5 for each and every failure.

SEC. 3. It shall be the duty of the health officer upon receiving notification from a physician, or otherwise, of a person having tuberculosis or consumption, to notify at once the owner of the premises of the fact, giving the name of the person afflicted, calling attention to the following section:

SEC. 4. It shall be the duty of owner, or agent of such owner, of the premises upon which the tubercular or consumptive person had resided, to give immediate notice to the health officer upon the vacation of such premises by said person, from death or other cause, and any property owner who fails or neglects to make such report shall, upon conviction, pay a fine of \$3.

SEC. 5. It shall be the duty of the health officer, upon being informed of the vacation of premises by a tubercular or consumptive person, by death or otherwise, to see that every room of the said house is thoroughly disinfected and fumigated under his supervision, the expense of such disinfecting and fumigating to be borne by the householder in whose family the case occurs, if able; otherwise by the city of Durham. When a house in which there has lived within one year a consumptive or tubercular patient is not occupied, it shall be thoroughly fumigated and cleaned under the supervision of the health officer before any person or family shall be allowed to move into the same, the expense of such fumigation or cleaning to be borne by the owner of the property.

SEC. 6. It shall be the duty of the health officer to record in a book the name, age, sex, color, and address of every consumptive or tubercular person reported to him, together with the place of residence of the owner of the premises; he shall also keep a record of every house fumigated under his supervision, with the date of the fumigation.

SEC. 7. No person, without first obtaining for that purpose the permission of the board of health, shall knowingly bring, or allow to be brought, or shall con-